

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA, )  
                                  )  
Plaintiff                  )  
                                  )  
RACHEL TUDOR,            )  
                                  )  
Plaintiff-Intervenor    )  
v.                          ) CASE NO. 5:15-CV-00324-C  
                                  )  
SOUTHEASTERN OKLAHOMA  )  
STATE UNIVERSITY, and    )  
                                  )  
THE REGIONAL UNIVERSITY  )  
SYSTEM OF OKLAHOMA,      )  
                                  )  
                                  )  
Defendants.              )

**UNOPPOSED MOTION TO STAY DEADLINES AND DISCOVERY**

For the reasons below, Plaintiff United States of America (“United States”) respectfully requests that the Court stay all remaining deadlines and dates enumerated in the April 27, 2016 Scheduling Order (ECF No. 57) and all deadlines to respond to motions already filed or that are filed after the filing of this motion. The United States further requests a cessation of discovery during the pendency of this stay. The Defendants and Plaintiff-Intervenor do not oppose the relief requested in this motion.

On August 25, 2016, the United States advised the Court of the issuance of a preliminary injunction in *Texas v. United States*, No. 7:16-cv-00054 (N.D. Tex.), a case in which the State of Oklahoma is a plaintiff, and sought an extension of its deadline to file a Motion to Compel Related to Privilege Claims Over ESI (ECF No. 112). At the

time, the United States informed the Court of its intent to seek clarification of the scope of the *Texas* injunction and the potential need for extension of other deadlines. *Id.* The United States has now sought clarification of the scope of that injunction (see Exhibit 1), but the *Texas* court has not yet ruled as to whether it intended to cover this suit.

Therefore, in light of the imminent deadlines in this case, including the close of discovery and dispositive motion deadlines on September 1, and the uncertainties as to when the *Texas* court may clarify the scope of its injunction, the United States seeks a stay of all remaining deadlines set forth in this Court's April 27, 2016 Scheduling Order as well as deadlines to file responses to motions already filed or that are filed after the date of this motion. The United States further requests that the Court order a cessation of discovery during the pendency of the stay because the United States wants to obtain clarification from the *Texas* court before it conducts, responds to, or otherwise participates in further discovery.

If the *Texas* court clarifies that its injunction does not cover this case, the United States requests that this Court permit the parties, after consultation, to file a new proposed schedule within one week of the *Texas* court's clarification. If the *Texas* court rules otherwise, the United States will notify this Court and request further scheduling relief.

This is the second time that the discovery deadline and all subsequent deadlines enumerated in the Scheduling Order would be extended.

For the foregoing reasons, the United States respectfully requests that the Court enter the order filed with this Motion.

Respectfully submitted,

Date: August 31, 2016

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#### **CERTIFICATE OF SERVICE**

I certify that I served this document on all counsel of record through the Court's electronic filing system on the date below.

Date: August 31, 2016

/s/ Allan K. Townsend